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Legislative History – Montana Session Law

Chapter: 328 Session L: 2023
Bill Number: SB 131

Checklist of Bill History

History and Final Status Sheet	x
Introduced Bill	x
Fiscal Note	No fiscal note
Third Reading Bill	☐
Final Version of Bill	x

Senate	House
Committee: Local Government	Committee: Local Government
Hearing Date(s): 1/11/23, 1/13/23	Hearing Date(s): 3/23/23, 3/25/23
Committee Report: 1/17/23	Committee Report: 3/27/23

Conference Committee

Hearing Date(s):

Conference Committee Report:

Compiler Notes

Compiled by: JM

Date: 11/19/24

Notes: Committee meetings can be viewed here: https://www.legmt.gov/lsd/. Click on Now Streaming in the top right corner then choose date.

Exported Data

Date	Action	Committee	Votes (Yes)	Votes (No)	Media
05/02/23	Chapter Number Assigned				
05/01/23	(S) Signed by Governor				
04/24/23	(S) Transmitted to Governor				
04/22/23	(H) Signed by Speaker				
04/19/23	(S) Signed by President				
04/13/23	(C) Printed - Enrolled Version Available				
04/13/23	(S) Returned from Enrolling				
04/07/23	(S) Sent to Enrolling				
04/06/23	(H) Returned to Senate				
04/06/23	(H) 3rd Reading Concurred		91	0	
04/06/23	(H) Scheduled for 3rd Reading				
04/05/23	(H) 2nd Reading Concurred		100	0	
04/05/23	(H) Scheduled for 2nd Reading				
03/27/23	(H) Committee Report--Bill Concurred	(H) Local Government			
03/25/23	(H) Committee Executive Action--Bill Concurred	(H) Local Government	16	0	
03/23/23	(H) Hearing	(H) Local Government			
03/15/23	(H) Hearing Canceled	(H) Local Government			
03/14/23	(H) Hearing Canceled	(H) Local Government			
02/21/23	(H) Hearing Canceled	(H) Local Government			
02/14/23	(H) First Reading				
02/14/23	(H) Referred to Committee	(H) Local Government			
01/23/23	(S) Transmitted to House				
01/20/23	(S) 3rd Reading Passed		47	2	
01/20/23	(S) Scheduled for 3rd Reading				
01/19/23	(S) 2nd Reading Passed		44	6	
01/19/23	(S) Scheduled for 2nd Reading				
01/17/23	(S) Committee Report--Bill Passed	(S) Local Government			
01/13/23	(S) Committee Executive Action--Bill Passed	(S) Local Government	9	0	
01/11/23	(S) Hearing	(S) Local			

Date	Action	Committee	Votes (Yes)	Votes (No)	Media
		Government			
01/05/23	(S) Referred to Committee	(S) Local Government			
01/05/23	(S) First Reading				
01/05/23	(C) Introduced Bill Text Available Electronically				
01/05/23	(S) Introduced				
01/03/23	(C) Draft Delivered to Requester				
12/29/22	(C) Draft Ready for Delivery				
12/29/22	(C) Executive Director Final Review				
12/29/22	(C) Draft Ready for Delivery				
12/28/22	(C) Draft in Assembly				
12/27/22	(C) Executive Director Review				
12/27/22	(C) Bill Draft Text Available Electronically				
12/27/22	(C) Draft in Final Drafter Review				
12/21/22	(C) Draft in Input/Proofing				
12/21/22	(C) Draft to Drafter - Edit Review				
12/21/22	(C) Draft in Edit				
12/16/22	(C) Draft in Legal Review				
10/17/22	(C) Draft Request Received				

AN ACT REVISING LOCAL GOVERNMENT REVIEW REQUIREMENTS OF EXEMPT DIVISIONS AND AGGREGATIONS OF LAND; REQUIRING THE GOVERNING BODY TO COMPLETE REVIEWS WITHIN 20 WORKING DAYS; PROHIBITING THE IMPOSITION OF CERTAIN NEW CRITERIA FOR APPROVAL; AND AMENDING SECTIONS 76-3-201 AND 76-3-207, MCA.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 76-3-201, MCA, is amended to read:

"**76-3-201. Exemption for certain divisions of land -- fees for examination of division.** (1) Unless the method of disposition is adopted for the purpose of evading this chapter, the requirements of this chapter may not apply to any division of land that:

(a) is created by order of any court of record in this state or by operation of law or that, in the absence of agreement between the parties to the sale, could be created by an order of any court in this state pursuant to the law of eminent domain, Title 70, chapter 30;

(b) subject to subsection (4), is created to provide security for mortgages, liens, or trust indentures for the purpose of construction, improvements to the land being divided, or refinancing purposes;

(c) creates an interest in oil, gas, minerals, or water that is severed from the surface ownership of real property;

(d) creates cemetery lots;

(e) is created by the reservation of a life estate;

(f) is created by lease or rental for farming and agricultural purposes;

(g) is in a location over which the state does not have jurisdiction; or

(h) is created for rights-of-way or utility sites. A subsequent change in the use of the land to a residential, commercial, or industrial use is subject to the requirements of this chapter.

(2) An exempt division of land as provided in subsection (1)(a) is not considered a subdivision under this chapter if not more than four new lots or parcels are created from the original lot or parcel.

(3) Before a court of record orders a division of land under subsection (1)(a), the court shall notify the governing body of the pending division and allow the governing body to present written comment on the division.

(4) An exemption under subsection (1)(b) applies:

(a) to a division of land of any size;

(b) if the land that is divided is not conveyed to any entity other than the financial or lending institution to which the mortgage, lien, or trust indenture was given or to a purchaser upon foreclosure of the mortgage, lien, or trust indenture. Except as provided in subsection (5), a transfer of the divided land, by the owner of the property at the time that the land was divided, to any party other than those identified in this subsection (4)(b) subjects the division of land to the requirements of this chapter.

(c) to a parcel that is created to provide security as provided in subsection (1)(b). The remainder of the tract of land is subject to the provisions of this chapter, if applicable.

(5) If a parcel of land was divided pursuant to subsection (1)(b) and one of the parcels created by the division was conveyed by the landowner to another party without foreclosure before October 1, 2003, the conveyance of the remaining parcel is not subject to the requirements of this chapter.

(6) The governing body:

(a) may examine a division of land to determine whether or not the requirements of this chapter apply to the division ~~and~~;

(b) may establish reasonable fees, not to exceed $200, for the examination;

(c) shall complete the examination and approve or deny the application for a division of land under this section within 20 working days of the receipt of an application containing all materials and information required by the governing body to complete the examination under regulations adopted pursuant to 76-3-504(1)(p); and

(d) may not impose conditions on the approval of a division of land under this section except for conditions necessary to ensure compliance with the survey requirements of Title 76, chapter 3, part 4."

Section 2. Section 76-3-207, MCA, is amended to read:

"**76-3-207. Divisions or aggregations of land exempted from review but subject to survey requirements and zoning regulations -- exceptions -- fees for examination of division.** (1) Except as provided in subsection (2), unless the method of disposition is adopted for the purpose of evading this chapter, the following divisions or aggregations of tracts of record of any size, regardless of the resulting size of any lot created by the division or aggregation, are not subdivisions under this chapter but are subject to the surveying requirements of 76-3-401 for divisions or aggregations of land other than subdivisions and are subject to applicable zoning regulations adopted under Title 76, chapter 2:

(a) divisions made outside of platted subdivisions for the purpose of relocating common boundary lines between adjoining properties;

(b) divisions made outside of platted subdivisions for the purpose of a single gift or sale in each county to each member of the landowner's immediate family;

(c) divisions made outside of platted subdivisions by gift, sale, or agreement to buy and sell in which the landowner enters into a covenant for the purposes of this chapter with the governing body that runs with the land and provides that the divided land will be used exclusively for agricultural purposes, subject to the provisions of 76-3-211;

(d) for five or fewer lots within a platted subdivision, the relocation of common boundaries;

(e) divisions made for the purpose of relocating a common boundary line between a single lot within a platted subdivision and adjoining land outside a platted subdivision. A restriction or requirement on the original platted lot or original unplatted parcel continues to apply to those areas.

(f) aggregation of parcels or lots when a certificate of survey or subdivision plat shows that the boundaries of the original parcels have been eliminated and the boundaries of a larger aggregate parcel are established. A restriction or requirement on the original platted lot or original unplatted parcel continues to apply to those areas.

(2) Notwithstanding the provisions of subsection (1), within a platted subdivision filed with the county clerk and recorder, a division, redesign, or rearrangement of lots that results in an increase in the number of lots or that redesigns or rearranges six or more lots must be reviewed and approved by the governing body before an amended plat may be filed with the county clerk and recorder.

(3) (a) Subject to subsection (3)(b), a division of land may not be made under this section unless the county treasurer has certified that all real property taxes and special assessments assessed and levied on the land to be divided have been paid.

(b) (i) If a division of land includes centrally assessed property and the property taxes applicable to the division of land are not specifically identified in the tax assessment, the department of revenue shall prorate the taxes applicable to the land being divided on a reasonable basis. The owner of the centrally assessed property shall ensure that the prorated real property taxes and special assessments are paid on the land being sold before the division of land is made.

(ii) The county treasurer may accept the amount of the tax prorated pursuant to this subsection (3)(b) as a partial payment of the total tax that is due.

(4) The governing body:

(a) may examine a division or aggregation of land to determine whether or not the requirements of this chapter apply to the division or aggregation ~~and~~;

(b) may establish reasonable fees, not to exceed $200, for the examination;

(c) shall complete the examination and approve or deny the application for a division or aggregation of land under this section within 20 working days of the receipt of an application containing all materials and information required by the governing body to conduct its review under regulations adopted pursuant to 76-3-504(1)(p); and

(d) may not impose conditions on the approval of a division or aggregation of land under this section except for conditions necessary to ensure compliance with the survey requirements of Title 76, chapter 3, part 4."

- END -

I hereby certify that the within bill,

SB 131, originated in the Senate.

_____

Secretary of the Senate

_____

President of the Senate

Signed this _____day

of_____, 2023.

_____

Speaker of the House

Signed this _____day

of_____, 2023.

SENATE BILL NO. 131

INTRODUCED BY F. MANDEVILLE, G. HERTZ, C. FRIEDEL, D. ZOLNIKOV, J. TREBAS

AN ACT REVISING LOCAL GOVERNMENT REVIEW REQUIREMENTS OF EXEMPT DIVISIONS AND AGGREGATIONS OF LAND; REQUIRING THE GOVERNING BODY TO COMPLETE REVIEWS WITHIN 20 WORKING DAYS; PROHIBITING THE IMPOSITION OF CERTAIN NEW CRITERIA FOR APPROVAL; AND AMENDING SECTIONS 76-3-201 AND 76-3-207, MCA.

SENATE BILL NO. 131

INTRODUCED BY F. MANDEVILLE, G. HERTZ, C. FRIEDEL, D. ZOLNIKOV, J. TREBAS

A BILL FOR AN ACT ENTITLED: “AN ACT REVISING LOCAL GOVERNMENT REVIEW REQUIREMENTS OF EXEMPT DIVISIONS AND AGGREGATIONS OF LAND; REQUIRING THE GOVERNING BODY TO COMPLETE REVIEWS WITHIN 20 WORKING DAYS; PROHIBITING THE IMPOSITION OF CERTAIN NEW CRITERIA FOR APPROVAL; AND AMENDING SECTIONS 76-3-201 AND 76-3-207, MCA.”

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 76-3-201, MCA, is amended to read:

"**76-3-201. Exemption for certain divisions of land -- fees for examination of division.** (1) Unless the method of disposition is adopted for the purpose of evading this chapter, the requirements of this chapter may not apply to any division of land that:

(a) is created by order of any court of record in this state or by operation of law or that, in the absence of agreement between the parties to the sale, could be created by an order of any court in this state pursuant to the law of eminent domain, Title 70, chapter 30;

(b) subject to subsection (4), is created to provide security for mortgages, liens, or trust indentures for the purpose of construction, improvements to the land being divided, or refinancing purposes;

(c) creates an interest in oil, gas, minerals, or water that is severed from the surface ownership of real property;

(d) creates cemetery lots;

(e) is created by the reservation of a life estate;

(f) is created by lease or rental for farming and agricultural purposes;

(g) is in a location over which the state does not have jurisdiction; or

(h) is created for rights-of-way or utility sites. A subsequent change in the use of the land to a residential, commercial, or industrial use is subject to the requirements of this chapter.

(2) An exempt division of land as provided in subsection (1)(a) is not considered a subdivision

under this chapter if not more than four new lots or parcels are created from the original lot or parcel.

(3) Before a court of record orders a division of land under subsection (1)(a), the court shall notify the governing body of the pending division and allow the governing body to present written comment on the division.

(4) An exemption under subsection (1)(b) applies:

(a) to a division of land of any size;

(b) if the land that is divided is not conveyed to any entity other than the financial or lending institution to which the mortgage, lien, or trust indenture was given or to a purchaser upon foreclosure of the mortgage, lien, or trust indenture. Except as provided in subsection (5), a transfer of the divided land, by the owner of the property at the time that the land was divided, to any party other than those identified in this subsection (4)(b) subjects the division of land to the requirements of this chapter.

(c) to a parcel that is created to provide security as provided in subsection (1)(b). The remainder of the tract of land is subject to the provisions of this chapter, if applicable.

(5) If a parcel of land was divided pursuant to subsection (1)(b) and one of the parcels created by the division was conveyed by the landowner to another party without foreclosure before October 1, 2003, the conveyance of the remaining parcel is not subject to the requirements of this chapter.

(6) The governing body:

(a) may examine a division of land to determine whether or not the requirements of this chapter apply to the division ~~and~~;

(b) may establish reasonable fees, not to exceed $200, for the examination;

(c) shall complete the examination and approve or deny the application for a division of land under this section within 20 working days of the receipt of an application containing all materials and information required by the governing body to complete the examination under regulations adopted pursuant to 76-3-504(1)(p); and

(d) may not impose conditions on the approval of a division of land under this section except for conditions necessary to ensure compliance with the survey requirements of Title 76, chapter 3, part 4."

Section 2. Section 76-3-207, MCA, is amended to read:

"**76-3-207. Divisions or aggregations of land exempted from review but subject to survey requirements and zoning regulations -- exceptions -- fees for examination of division.** (1) Except as provided in subsection (2), unless the method of disposition is adopted for the purpose of evading this chapter, the following divisions or aggregations of tracts of record of any size, regardless of the resulting size of any lot created by the division or aggregation, are not subdivisions under this chapter but are subject to the surveying requirements of 76-3-401 for divisions or aggregations of land other than subdivisions and are subject to applicable zoning regulations adopted under Title 76, chapter 2:

(a) divisions made outside of platted subdivisions for the purpose of relocating common boundary lines between adjoining properties;

(b) divisions made outside of platted subdivisions for the purpose of a single gift or sale in each county to each member of the landowner's immediate family;

(c) divisions made outside of platted subdivisions by gift, sale, or agreement to buy and sell in which the landowner enters into a covenant for the purposes of this chapter with the governing body that runs with the land and provides that the divided land will be used exclusively for agricultural purposes, subject to the provisions of 76-3-211;

(d) for five or fewer lots within a platted subdivision, the relocation of common boundaries;

(e) divisions made for the purpose of relocating a common boundary line between a single lot within a platted subdivision and adjoining land outside a platted subdivision. A restriction or requirement on the original platted lot or original unplatted parcel continues to apply to those areas.

(f) aggregation of parcels or lots when a certificate of survey or subdivision plat shows that the boundaries of the original parcels have been eliminated and the boundaries of a larger aggregate parcel are established. A restriction or requirement on the original platted lot or original unplatted parcel continues to apply to those areas.

(2) Notwithstanding the provisions of subsection (1), within a platted subdivision filed with the county clerk and recorder, a division, redesign, or rearrangement of lots that results in an increase in the number of lots or that redesigns or rearranges six or more lots must be reviewed and approved by the governing body before an amended plat may be filed with the county clerk and recorder.

(3) (a) Subject to subsection (3)(b), a division of land may not be made under this section unless

the county treasurer has certified that all real property taxes and special assessments assessed and levied on the land to be divided have been paid.

(b) (i) If a division of land includes centrally assessed property and the property taxes applicable to the division of land are not specifically identified in the tax assessment, the department of revenue shall prorate the taxes applicable to the land being divided on a reasonable basis. The owner of the centrally assessed property shall ensure that the prorated real property taxes and special assessments are paid on the land being sold before the division of land is made.

(ii) The county treasurer may accept the amount of the tax prorated pursuant to this subsection (3)(b) as a partial payment of the total tax that is due.

(4) The governing body:

(a) may examine a division or aggregation of land to determine whether or not the requirements of this chapter apply to the division or aggregation ~~and~~;

(b) may establish reasonable fees, not to exceed $200, for the examination;

(c) shall complete the examination and approve or deny the application for a division or aggregation of land under this section within 20 working days of the receipt of an application containing all materials and information required by the governing body to conduct its review under regulations adopted pursuant to 76-3-504(1)(p); and

(d) may not impose conditions on the approval of a division or aggregation of land under this section except for conditions necessary to ensure compliance with the survey requirements of Title 76, chapter 3, part 4."

- END -

MINUTES

MONTANA SENATE

68th LEGISLATURE - REGULAR SESSION

COMMITTEE ON (S) LOCAL GOVERNMENT

Call to Order: Chair Sen. Chris Friedel-R, on January 11, 2023 at 1:58 PM, in 405

ROLL CALL

Members Present:	Sen. Chris Friedel, Chair (R) Sen. Kenneth Bogner, Vice Chair (R) Sen. Mary Ann Dunwell, Vice Chair (D) Sen. Forrest Mandeville (R) Sen. Christopher Pope (D) Sen. Jeremy Trebas (R) Sen. Terry Vermeire (R) Sen. Daniel Zolnikov (R)
Members Excused:	Sen. Ellie Boldman (D)
Staff Present:	Toni Henneman, Research Analyst Lorna Mason, Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted:

SB 130 01/08/2023
SB 131 01/08/2023

Executive Action:

HEARING ON SB 130 - Allow for a county consolidated land use board

Opening Statement:

14:01:54 Sen. Forrest Mandeville (R), SD 57, opened the hearing on SB 130, Allow for a county consolidated land use board.

Proponent Testimony:

14:03:39 Karen Alley, Montana Associations of Counties(MACO)

14:05:30 Sam Sill, Montana Association of Realtors (MAR)

14:06:02 Ann Schwend, Montana Environmental Information Center (MEIC)

14:07:30 Jennifer Hensley, County of Missoula

14:11:46 Andrew Hagemeier, Community and Planning Services

Opponent Testimony:

14:12:14 Ann Hollowell, citizen

EXHIBIT(230111LOSa1)

Informational Witness Testimony:

None

Questions from Committee:

14:13:25 Senator Dunwell

14:13:31 Sen. Forrest Mandeville-R

14:14:54 Senator Dunwell

14:15:49 Ann Hollowell Citizen

14:18:23 Senator Dunwell

14:18:58 Ann Hollowell Citizen

Closing Statement:

14:18:30 Sen. Forrest Mandeville (R), SD 57, closed the hearing on SB 130.

HEARING ON SB 131 - Revise exempt subdivision review timelines

Opening Statement:

14:20:00 Sen. Forrest Mandeville (R), SD 57, opened the hearing on SB 131, Revise exempt subdivision review timelines.

Proponent Testimony:

14:22:47 Alan McCormick, Attorney, Montana Association of Realtors (MAR)

14:26:43 Jake Ziska, Montana Association of Land Surveyors (MARLS)

14:30:48 Adrianne Cotton, Montana Building Industries Associations (MBIA)

14:31:18 Jake Brown, Shelter Whitefish Nonprofits

14:31:39 Glenn Oppel, Policy Director, Governor Office

14:32:39 Andrew Hagemeier, Montana Association of Planners

Opponent Testimony:

None

Informational Witness Testimony:

None

Questions from Committee:

None

Closing Statement:

14:35:10 Sen. Forrest Mandeville (R), SD 57, closed the hearing on SB 131.

ADJOURNMENT

Adjournment: 14:38:21

Lorna Mason, Secretary

Additional Documents:EXHIBIT(230111LOSaad)

Montana State Legislature

2023 Session

Additional Documents

May include the following:

- Business Report
- Roll Call -Attendance
- Standing Committee Reports
- Tabled Bills
- Fiscal Reports
- Roll Call Votes
- Informational Item's
- Witness Statements
- Zoom/Internet Testimony Information
- Any other type of documents such as:
  @ Petitions, {if any} Emails, all documents given to Committee Secretary after meeting.

The original exhibit/items are on file at the Montana Historical Society and may be viewed there

Montana Historical Society Archives,
225 N. Roberts, Helena, MT 59620-1201
E-Document Specialist Susie Hamilton

BUSINESS REPORT

MONTANA SENATE

REGULAR

(S) Local Government

Date: 01/11/2023 **Time: 2:00** AM

Place: Capitol **Room:** 405

BILLS and RESOLUTIONS HEARD:

SB 130 Allow for a county consolidated land use board - Sen. Forrest Mandeville

SB 131 Revise exempt subdivision review timelines - Sen. Forrest Mandeville

EXECUTIVE ACTION TAKEN:None

Sen. Chris Friedel-R, Chair

Senate

Roll Call

(S) Local Government

DATE: 01/11/2023
TIME: 2:00 PM

NAME	PRESENT	ABSENT/EXCUSED
Bogner, Kenneth	X	
Boldman, Ellie		X
Dunwell, Mary Ann	X	
Friedel, Chris	X	
Mandeville, Forrest	X	
Pope, Christopher	X	
Trebas, Jeremy	X	
Vermeire, Terry	X	
Zolnikov, Daniel	X	

VISITORS REGISTER

MONTANA SENATE
LOCAL GOVERNMENT COMMITTEE

Date: 1-11-23 Bill No: 131

Sponsor: Sen Mandeville

(Insert Short Title)

Please print ~ Please print ~ Please print ~ Please print

NAME	REPRESENTING	Support	Oppose	Informat'l
Sam Sill	MAR	X		
Jake Ziska	MARLS	X		
Adriane Cotton	MBIA	X		
Cory Shaw	MBIA	X		
Jake Brown	Shelter WF	X		
~~Jen Hensley~~	~~County of Missoula~~	~~X~~		
Glenn Oppel	Governor's Office	X		

Please leave prepared testimony with Committee Secretary. Witness Statement Forms are available if you prefer to submit written testimony.

MINUTES

MONTANA SENATE

68th LEGISLATURE - REGULAR SESSION

COMMITTEE ON (S) LOCAL GOVERNMENT

Call to Order: Chair Sen. Chris Friedel-R, on January 13, 2023 at 2:01 PM, in 405

ROLL CALL

Members Present:	Sen. Chris Friedel, Chair (R) Sen. Kenneth Bogner, Vice Chair (R) Sen. Mary Ann Dunwell, Vice Chair (D) Sen. Forrest Mandeville (R) Sen. Christopher Pope (D) Sen. Jeremy Trebas (R) Sen. Terry Vermeire (R)
Members Excused:	Sen. Ellie Boldman (D) Sen. Daniel Zolnikov (R)
Staff Present:	Toni Henneman, Research Analyst Lorna Mason, Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted:

SB 152 01/11/2023
SB 158 01/11/2023

Executive Action:

SB 130 DO PASS AS AMENDED
SB 131 DO PASS
SB 158 DO PASS AS AMENDED

HEARING ON SB 158 - Revise family transfer law

Opening Statement:

14:02:35 Sen. Jason Ellsworth (R), SD 43, opened the hearing on SB 158, Revise family transfer law.

Proponent Testimony:

None

Opponent Testimony:

14:03:53 Brian Thompson, Montana Association of Registered Land Surveyors (MARLS)

14:06:28 Ann Schwend, Montana Environmental Informational Center (MEIC)

14:07:50 Sean O'Callaghan, Montana Association of Planners

14:09:03 Ginger Kunz, Jefferson County Clerk

14:09:42 Tim Worley, Missoula County

Informational Witness Testimony:

None

Questions from Committee:

14:12:21 Sen. Mary Ann Dunwell

14:16:57 Sen. Jason Ellsworth-R

14:18:42 Sen. Forrest Mandeville

14:21:39 Sen. Jason Ellsworth-R

14:23:07 Sen. Kenneth Bogner

14:23:21 Sen. Jason Ellsworth-R

14:24:15 Sen. Christopher Pope

14:26:04 Sen. Kenneth Bogner left the meeting.

14:28:24 Sen. Jason Ellsworth-R

14:29:16 Sen. Mary Ann Dunwell

14:30:26 Sen. Jason Ellsworth-R

14:31:39 Sen. Mary Ann Dunwell

14:40:09 Brian Thompson, MARLS

14:41:10 Sen. Forrest Mandeville

14:44:13 Brian Thompson, MARLS

14:45:37 Sen. Chris Friedel

14:50:01 Sen. Jason Ellsworth-R

Closing Statement:

14:51:01 Sen. Jason Ellsworth (R), SD 43, closed the hearing on SB 158.

HEARING ON SB 152 - Revise minor subdivision laws

Opening Statement:

14:39:26 Sen. Forrest Mandeville (R), SD 57, opened the hearing on SB 152, Revise minor subdivision laws.

Proponent Testimony:

14:43:25 Sam Still, Montana Association of Realtors (MAR)

14:43:58 Brian Thompson, Montana Association of Land Surveyors (MARLS)

14:44:28 Sean O'Callaghan, Montana Association of Planners

Opponent Testimony:

14:45:51 Karen Alley, Montana Association of Counties (MACo)

14:50:46 Ann Schwend, Montana Environmental Informational Center (MEIC)

Informational Witness Testimony:

None

Questions from Committee:

14:22:34 Sen. Kenneth Bogner

14:52:38 Sen. Mary Ann Dunwell

14:53:24 Karen Alley, MACo

14:54:46 Sen. Mary Ann Dunwell

14:54:58 Sen. Forrest Mandeville-R

15:58:37 Sen. Ellie Boldman joined the meeting.

Closing Statement:

14:58:23 Sen. Forrest Mandeville (R), SD 57, closed the hearing on SB 152.

EXECUTIVE ACTION ON SB 130 - Allow for a county consolidated land use board

15:11:25 **Motion:** Sen. Forrest Mandeville moved that **SB 130 DO PASS.**

15:12:48 **Motion:** Sen. Forrest Mandeville moved that **SB 130 BE AMENDED.**

15:12:48 **Vote:** Motion carried unanimously by voice vote.

15:14:20 **Motion:** Sen. Forrest Mandeville moved that **SB 130 DO PASS AS AMENDED.**

15:14:20 **Vote:** Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON SB 131 - Revise exempt subdivision review timelines

15:13:37 **Motion:** Sen. Forrest Mandeville moved that **SB 131 DO PASS.**

15:13:37 **Vote:** Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON SB 158 - Revise family transfer law

15:14:44 **Motion:** Sen. Forrest Mandeville moved that **SB 158 DO PASS.**

15:14:50 **Motion:** Sen. Forrest Mandeville moved that **SB 158 BE AMENDED.**

15:14:50 **Vote:** Motion carried unanimously by voice vote.

15:15:35 **Motion:** Sen. Forrest Mandeville moved that **SB 158 DO PASS AS AMENDED.**

15:15:35 **Vote:** Motion carried 6 - 3 by voice vote with Sen. Boldman, Sen. Dunwell, Sen. Pope, voting no.
Sen. Boldman, By Proxy

ADJOURNMENT

Adjournment: 15:22:38

_____

Lorna Mason, Secretary

Additional Documents:EXHIBIT(230113LOSaad)EXHIBIT(230113LOSaad)

Montana State Legislature

2023 Session

Additional Documents

May include the following:

- Business Report
- Roll Call -Attendance
- Standing Committee Reports
- Tabled Bills
- Fiscal Reports [if any]
- Roll Call Votes
- Proxy's
- Visitors sign in sheet.
- Informational Item's
- Witness Statements
- Zoom/Internet Testimony Information
- Any other type of documents such as:
  @ Petitions, {if any} Emails, all documents given to Committee Secretary after meeting. The original exhibit/items are on file at the Montana Historical Society and may be viewed there.

Montana Historical Society Archives,
225 N. Roberts, Helena, MT 59620-1201
E-Document Specialist Susie Hamilton

BUSINESS REPORT

MONTANA SENATE

REGULAR

(S) Local Government

Date: 01/13/2023 **Time:** 2:00 P M

Place: Capitol **Room:** 405

BILLS and RESOLUTIONS HEARD:

SB 152 Revise minor subdivision laws - Sen. Forrest Mandeville

SB 158 Revise family transfer law - Sen. Jason Ellsworth

EXECUTIVE ACTION TAKEN:

SB 130:

SB 130 Do Pass as Amended

SB 131:

SB 131 Do Pass

SB 158:

SB 158 Do Pass as Amended

Comments:

Sen. Chris Friedel-R, Chair

Senate

Roll Call

(S) Local Government

DATE: 01/13/2023
TIME: 2:00 PM

NAME	PRESENT	ABSENT/EXCUSED
Bogner, Kenneth	X	
Boldman, Ellie		X
Dunwell, Mary Ann	X	
Friedel, Chris	X	
Mandeville, Forrest	X	
Pope, Christopher	X	
Trebas, Jeremy	X	
Vermeire, Terry	X	
Zolnikov, Daniel		X

Senate Standing Committee Report

January 13, 2023

To the President,

We, your committee on **(S) Local Government** report that **Senate Bill 131** (first reading copy – white) **Do Pass**.

Signed: _____

Sen. Chris Friedel-R, Chair

-End-

Committee Vote:

Yes 9, No 0

SENATE PROXY

I, Senator Ellie Boldman, hereby authorize Senator Mary Ann Dunwell to vote my proxy before the Senate Judiciary Committee meeting held on 1-13-23, 2023.

Ellie Boldman
Senator Signature

1-13-23
Date

Said authorization is as follows: *(mark only one)*

☒ All votes, including amendments.

☐ All votes as directed below on the listed bills, and all other votes.

☐ Votes only as directed below.

Bill No./Amendment No.	Aye	No
130 Amendment	✓	
130	✓	
131	✓	
158	✓	✓

SENATE PROXY

I, Senator Daniel Zolnikov, hereby authorize Senator Bogner to vote my proxy before the Senate LOCAL GOVERNMENT meeting held on 1/13/23, 2023.

Daniel Zolnikov
Senator Signature

1/13/23
Date

Said authorization is as follows: *(mark only one)*

- ☑ All votes, including amendments.
- ☐ All votes as directed below on the listed bills, and all other votes.
- ☐ Votes only as directed below.

Bill No./Amendment No.	Aye	No
SB 130 AMEND	X	
SB 130	X	
SB 131	X	
SB 158	X	
SB 158 AMEND .001	X	

MINUTES

MONTANA HOUSE OF REPRESENTATIVES

68th LEGISLATURE - REGULAR SESSION

COMMITTEE ON (H) LOCAL GOVERNMENT

Call to Order: Chair Marta Bertoglio-R, on March 23, 2023 at 3:00 PM, in 472

ROLL CALL

Members Present:	Rep. Larry Brewster, Chair (R) Rep. Marta Bertoglio, Vice Chair (R) Rep. Jill Cohenour, Vice Chair (D) Rep. Sherry Essmann (R) Rep. Steven Galloway (R) Rep. Steve Gist (R) Rep. Kelly Kortum (D) Rep. Jennifer Lynch (D) Rep. Linda Reksten (R) Rep. Mark Thane (D) Rep. Katie Zolnikov (R)
Members Excused:	Rep. Laurie Bishop (D) Rep. Steve Gunderson (R) Rep. Scot Kerns (R) Rep. Kerri Seekins-Crowe (R) Rep. Courtenay Sprunger (R)
Staff Present:	Heather Kellum, Secretary Laura Sankey Keip, Research Analyst

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted:

SB 131 03/15/2023
SB 152 03/15/2023
SB 199 03/15/2023
SB 245 03/15/2023
SB 382 03/16/2023

Executive Action:

15:01:55 Rep. Sprunger has arrived

HEARING ON SB 245 - Revise municipal zoning to allow multifamily and mixed use development

Opening Statement:

15:02:27 Sen. Daniel Zolnikov (R), SD 45, opened the hearing on SB 245, Revise municipal zoning to allow multifamily and mixed-use development.

Discussion:

EXHIBIT(230323LOHa1)

Proponent Testimony:

15:19:47 Jake Brown, Shelter Whitefish

EXHIBIT(230323LOHa2)

15:24:10 Patrick Yawakie, Blackfeet Nation

15:24:57 Daniel Carlino, Missoula City Counsel

15:27:44 Kendall Cotton, Frontier Institute

15:28:49 Sen. Forrest Mandeville, HD 57

15:29:33 John Metropolis, Airbnb

EXHIBIT(230323LOHa3)

15:31:30 David Herbst, Americans for Prosperity

15:32:58 Ethan Hanley, Associated Students of University of Montana

15:33:54 Mike Magrans, Outlaw Real-estate Partners

15:36:01 Sandra Vasecka, Ward 6

15:36:50 Genia Waller, Private Citizen

15:37:42 Matt Schmechel, Windbag Saloon

15:38:40 Dan Brooks, Billings Chamber of Commerce

15:39:23 Hannah Kosel, North Missoula Community Development Corporation

Opponent Testimony:

15:40:28 Joe McKenney, Great Falls City Counsel

EXHIBIT(230323LOHa4)

15:44:41 Andrew Hagemeier, Montana Association of Planners

15:48:01 S.K. Rossi, Cities of Bozeman and Missoula

15:51:55 Kelly Lynch, Montana League of Cities and Towns

15:54:13 Pam Purinton, Billings City Counsel

Informational Witness Testimony:

15:56:43 Monica Plecker, City of Billings, Planning Divison

Questions from Committee:

15:57:14 Rep. Kelly Kortum

16:00:24 Rep. Linda Reksten

16:02:48 Vice Chair Marta Bertoglio

16:03:38 Rep. Courtenay Sprunger

16:04:58 Rep. Steve Gist

16:08:07 Rep. Katie Zolnikov

16:09:31 Rep. Sherry Essmann

16:15:12 Rep. Courtenay Sprunger

16:19:23 Rep. Steve Gist

16:20:17 Rep. Kelly Kortum

16:24:25 Rep. Steven Galloway

Closing Statement:

16:25:23 Sen. Daniel Zolnikov (R), SD 45, closed the hearing on SB 245.

HEARING ON SB 131 - Revise exempt subdivision review timelines

Opening Statement:

16:30:07 Sen. Forrest Mandeville (R), SD 57, opened the hearing on SB 131, Revise exempt subdivision review timelines.

Proponent Testimony:

16:32:18 Sam Sill, Montana Association of Realtors

16:33:16 Andrew Hagemeier, Montana Association of Planners

16:34:17 Glenn Oppel, Governor's Office

16:35:14 Tara DePuy, Montana Association of Counties

Opponent Testimony:

None

Informational Witness Testimony:

None

Questions from Committee:

None

Closing Statement:

16:37:01 Sen. Forrest Mandeville (R), SD 57, closed the hearing on SB 131.

HEARING ON SB 152 - Revise minor subdivision laws

Opening Statement:

16:37:25 Sen. Forrest Mandeville (R), SD 57, opened the hearing on SB 152, Revise minor subdivision laws.

Proponent Testimony:

16:40:29 Sam Sill, Montana Association of Realtors

16:41:24 Andrew Hagemeier, Montana Association of Planner

16:42:30 Tara DePuy, Montana Association of Counties

Opponent Testimony:

16:43:22 Ann Schwend, Montana Environmental Informational Center

Informational Witness Testimony:

None

Questions from Committee:

16:46:25 Rep. Steve Gist

16:47:38 Rep. Steven Galloway

Closing Statement:

16:51:30 Sen. Forrest Mandeville (R), SD 57, closed the hearing on SB 152.

HEARING ON SB 199 - Revise eligibility for resort communities and resort areas

Opening Statement:

16:52:00 Sen. Greg Hertz (R), SD 6, opened the hearing on SB 199, Revise eligibility for resort communities and resort areas.

Proponent Testimony:

16:56:36 Darrell James, Montana Infrastructure Coalition

Opponent Testimony:

None

Informational Witness Testimony:

None

Questions from Committee:

16:57:54 Rep. Courtenay Sprunger

16:59:26 Rep. Kelly Kortum

17:00:57 Vice Chair Jill Cohenour

17:03:22 Rep. Steve Gist

Closing Statement:

17:06:47 Sen. Greg Hertz (R), SD 6, closed the hearing on SB 199.

HEARING ON SB 382 - Create the Montana Land Use Planning Act

Opening Statement:

17:07:14 Sen. Forrest Mandeville (R), SD 57, opened the hearing on SB 382, Create the Montana Land Use Planning Act.

Proponent Testimony:

17:12:23 Kelly Lynch, Montana League of Cities and Towns

EXHIBIT(230323LOHa5)

17:17:48 Andrew Hagemeier, Montana Association of Planners

17:20:44 Sam Sill, Montana Association of Realtors

17:23:20 Kendall Cotton, Frontier Institute

17:24:10 Glenn Oppel, Governor's Office

17:25:15 Jake Brown, Shelter Whitefish

17:26:44 David Herbst, Americans for Prosperity

17:27:16 Brian Thompson, Montana Association of Registered Land Surveyors

17:27:53 Sam Forstag, Cities of Missoula and Bozeman

17:28:12 Stewart Dogget, Montana Manufactured Housing RB Dealers Association

17:28:40 Jeff Essmann, Private Citizen

17:32:45 Margaret MacDonald, Big Sky 55+

17:33:37 Dan Brooks, Billings Chamber of Commerce

17:33:57 Ethan Hanley, Student Government of the University of Montana

Opponent Testimony:

17:34:30 Ann Hallowell, Private Citizen

EXHIBIT(230323LOHa6)

17:37:30 Ann Schwend, Montana Environmental Information Center

17:40:15 Bob Horne, Private Citizen

Informational Witness Testimony:

17:43:06 Renee Lemon, Montana Department of Commerce

Questions from Committee:

17:43:43 Rep. Kelly Kortum

17:50:00 Rep. Courtenay Sprunger

17:55:28 Vice Chair Marta Bertoglio

17:58:25 Rep. Sherry Essmann

Closing Statement:

18:00:12 Sen. Forrest Mandeville (R), SD 57, closed the hearing on SB 382.

ADJOURNMENT

Adjournment: 18:07:07

Heather Kellum, Secretary

Additional Documents:EXHIBIT(230323LOHaad)

Montana State Legislature

2023 Session

Additional House Documents

- Business Report
- Roll Call -Attendance
- Standing Committee Reports
- Tabled Bills
- Fiscal Reports [if any]
- Roll Call Votes
- Proxies signed in ink
- Visitor's sign-in sheet.
- Informational Item's
- Witness Statements if any,
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- Any other type of documents such as:
  @ Petitions, {if any} Emails, all documents given to Committee Secretary before & after meeting.
- Public Testimony documents may or may not be scanned, they will be on file at the Montana Historical Society.
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225 N. Roberts, Helena, MT 59620-1201
E-Document Specialist Susie Hamilton

BUSINESS REPORT

MONTANA HOUSE

REGULAR

(H) Local Government

Date: 03/23/2023 **Time:** 3:00 PM

Place: Capitol **Room:** 472

BILLS and RESOLUTIONS HEARD:

SB 131 Revise exempt subdivision review timelines - Sen. Forrest Mandeville

SB 152 Revise minor subdivision laws - Sen. Forrest Mandeville

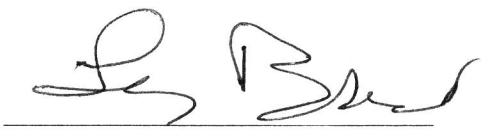
SB 199 Revise eligibility for resort communities and resort areas - Sen. Greg Hertz

SB 245 Revise municipal zoning to allow multifamily and mixed use development - Sen. Daniel Zolnikov

SB 382 Create the Montana Land Use Planning Act - Sen. Forrest Mandeville

EXECUTIVE ACTION TAKEN:

Comments:



Rep. Larry Brewster-R, Chair

House

Roll Call

(H) Local Government

DATE: 03/23/2023
TIME: 3:00 PM

NAME	PRESENT	ABSENT/EXCUSED
Bertoglio, Marta	X	
Cohenour, Jill	X	
Bishop, Laurie		X
Galloway, Steven	X	
Gist, Steve	X	
Gunderson, Steve		X
Kortum, Kelly	X	
Sprunger, Courtenay		X
Zolnikov, Katie	X	
Thane, Mark	X	
Reksten, Linda	X	
Seekins-Crowe, Kerri		X
Lynch, Jennifer	X	
Essmann, Sherry	X	
Kerns, Scot		X
Brewster, Larry	X	

LOH Remote Paticipant List

Date	Committee	H/S	Bill #	Position	Requester Name	Location	Email	Phone	Affiliation
3/23/23	LOH	SB	131	Proponent	Tara DePuy	Livingston, MT			MACo
3/23/23	LOH	SB	152	Proponent	Tara DePuy	Livingston, MT			MACo
3/23/23	LOH	SB	199	Proponent	George Real Bird III	Lodge Grass, Montana			Big Horn County
3/23/23	LOH	SB	245	Proponent	Sandra Vasecka	Missoula, MT			N/A
3/23/23	LOH	SB	245	Proponent	Genia Castro Waller	Billings, MT			N/A
3/23/23	LOH	SB	245	Proponent	Matthew Schmechel	Helena, MT			N/A
3/23/23	LOH	SB	245	Proponent	Cari Olson	Billings, MT			N/A
3/23/23	LOH	SB	245	Proponent	Hannah Kosel	Missoula, MT			North Missoula Community Development Corporation
3/23/23	LOH	SB	245	Proponent	Dan Brooks	Billings, MT			Billings Chamber of Commerce
3/23/23	LOH	SB	245	Opponent	Pam Purinton	Billings, MT			Billings City Council
3/23/23	LOH	SB	245	Opponent	Laval Means	Missoula, MT			City of Missoula
3/23/23	LOH	SB	245	Informational Witness	Monica Nicole Plecker	Billings, MT			The City of Billings
3/23/23	LOH	SB	245	Informational Witness	Mike Magrans	N/A			N/A
3/23/23	LOH	SB	382	Proponent	Sandra Vasecka	Missoula, MT			N/A
3/23/23	LOH	SB	382	Proponent	Margaret MacDonald	Billings, MT			Big Sky 55+
3/23/23	LOH	SB	382	Proponent	Jeff Essmann	Billings, MT			N/A
3/23/23	LOH	SB	382	Proponent	Dan Brooks	Billings, MT			Billings Chamber of Commerce
3/23/23	LOH	SB	382	Opponent	Robert Horne	Whitefish, MT			N/A
3/23/23	LOH	SB	382	Informational Witness	Renee Lemon	Helena, MT			Montana Department of Commerce

The Big Sky Country

MONTANA HOUSE OF REPRESENTATIVES

VISITOR REGISTER

LOCAL GOVERNMENT COMMITTEE

DATE 3/23 BILL NO: SB 131

SPONSOR(S): _____

SHORT TITLE: _____

Please leave prepared testimony with the clerk.
Witness Statement forms are available if you care to submit written testimony.

PLEASE PRINT PLEASE PRINT PLEASE PRINT PLEASE PRINT

Name	Representing	Support	Oppose	Informt'l
Glenn Oppel	Gov's Office	X		
Sam Sill	MAR	X		

MINUTES

MONTANA HOUSE OF REPRESENTATIVES

68th LEGISLATURE - REGULAR SESSION

COMMITTEE ON (H) LOCAL GOVERNMENT

Call to Order: Chair Marta Bertoglio-R, on March 25, 2023 at 9:04 AM, in 472

ROLL CALL

Members Present:	Rep. Larry Brewster, Chair (R) Rep. Marta Bertoglio, Vice Chair (R) Rep. Jill Cohenour, Vice Chair (D) Rep. Sherry Essmann (R) Rep. Steven Galloway (R) Rep. Steve Gist (R) Rep. Scot Kerns (R) Rep. Kelly Kortum (D) Rep. Jennifer Lynch (D) Rep. Kerri Seekins-Crowe (R) Rep. Courtenay Sprunger (R) Rep. Mark Thane (D)
Members Excused:	Rep. Laurie Bishop (D) Rep. Steve Gunderson (R) Rep. Linda Reksten (R) Rep. Katie Zolnikov (R)
Staff Present:	Heather Kellum, Secretary Laura Sankey Keip, Research Analyst

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted:

SB 170 03/23/2023
SB 195 03/23/2023
SB 391 03/23/2023
SB 406 03/23/2023
SB 407 03/23/2023
SB 500 03/23/2023

Executive Action:

SB 131

SB 152
SB 199
SB 143
SB 173
SB 158
SB 391

HEARING ON SB 170 - Allow for administrative minor subdivision process

Opening Statement:

09:06:27 Sen. Forrest Mandeville (R), SD 57, opened the hearing on SB 170, Allow for administrative minor subdivision process.

Proponent Testimony:

09:10:45 Andrew Hagemeier, Montana Association of Planners

09:13:20 Sam Sill, Montana Association of Realtors

09:14:34 Kelly Lynch, Montana League of Cities and Towns

09:15:01 Eric Bryson, Montana Association of Counties

Opponent Testimony:

None

Informational Witness Testimony:

None

Questions from Committee:

09:15:47 Rep. Steven Galloway

Closing Statement:

09:16:18 Sen. Forrest Mandeville (R), SD 57, closed the hearing on SB 170.

09:25:33 Rep. Gunderson has arrived

HEARING ON SB 407 - Revise municipal zoning laws

Opening Statement:

09:17:45 Sen. Shane Morigeau (D), SD 95, opened the hearing on SB 407, Revise municipal zoning laws.

Proponent Testimony:

09:20:10 Sam Sill, Montana Association of Realtors

Opponent Testimony:

09:20:56 Kelly Lynch, Montana League of Cities and Towns

09:22:47 Steve Turkiewicz, City of Billings

Informational Witness Testimony:

None

Questions from Committee:

09:23:40 Rep. Steve Gist

09:25:29 Rep. Courtenay Sprunger

09:27:34 Vice Chair Jill Cohenour

09:30:29 Rep. Mark Thane

Closing Statement:

09:33:58 Sen. Shane Morigeau (D), SD 95, closed the hearing on SB 407.

HEARING ON SB 391 - Providing partial salary or light duty for injured county detention officers

Opening Statement:

09:34:43 Sen. Barry Usher (R), SD 40, opened the hearing on SB 391, Providing partial salary or light duty for injured county detention officers.

Discussion:

EXHIBIT(230325LOHa1)

Proponent Testimony:

09:36:47 Nanette Gilbertson, Montana Sheriffs and Peace Officer's Association

09:38:35 Claire Swain, Lewis and Clark County's Sheriff's Office

09:42:38 Jennifer Root, Flathead County Sheriff's Office

09:44:29 Daniel Bruno, Lewis and Clark Sheriff's Office

09:45:37 Eric Bryson, Montana Association of Counties

Opponent Testimony:

None

Informational Witness Testimony:

None

Questions from Committee:

09:47:08 Rep. Steve Gist

09:48:35 Rep. Scot Kerns

Closing Statement:

09:50:08 Sen. Barry Usher (R), SD 40, closed the hearing on SB 391.

HEARING ON SB 406 - Revise laws related to local building codes

Opening Statement:

09:51:46 Sen. Jeremy Trebas (R), SD 26, opened the hearing on SB 406, Revise laws related to local building codes.

Proponent Testimony:

None

Opponent Testimony:

None

Informational Witness Testimony:

09:55:03 Eric Copeland, Department of Labor and Industry

Questions from Committee:

09:55:46 Vice Chair Jill Cohenour

09:59:43 Rep. Steve Gist

10:00:33 Rep. Courtenay Sprunger

10:01:41 Rep. Mark Thane

10:03:15 Rep. Steven Galloway

Closing Statement:

10:05:57 Sen. Jeremy Trebas (R), SD 26, closed the hearing on SB 406.

10:20:37 Rep. Bishop has arrived

HEARING ON SB 195 - Exempt certain structures from building code fire sprinkler requirement

Opening Statement:

10:07:24 Sen. Jeremy Trebas (R), SD 26, opened the hearing on SB 195, Exempt certain structures from building code fire sprinkler requirement.

Proponent Testimony:

10:10:38 Sam Forstag, Montana Coalition to Solve Homelessness

10:12:20 Felicia Burg, Private Citizen

10:14:07 Lisa Donnot, Family Promise

10:17:47 Stephanie Baucus, Private Citizen

10:21:26 Tim Tatarka, Family Promise

Opponent Testimony:

None

Informational Witness Testimony:

10:24:21 Eric Copeland, Department of Labor and Industry

Questions from Committee:

10:24:53 Rep. Steven Galloway

10:25:40 Rep. Scot Kerns

10:30:02 Rep. Steve Gist

10:30:57 Rep. Steven Galloway

10:33:46 Rep. Sherry Essmann

Closing Statement:

10:35:06 Sen. Jeremy Trebas (R), SD 26, closed the hearing on SB 195.

HEARING ON SB 500 - Provide uniform duration limit for latecomer agreements

Opening Statement:

10:36:10 Sen. Jeremy Trebas (R), SD 26, opened the hearing on SB 500, Provide uniform duration limit for latecomer agreements.

Proponent Testimony:

10:38:36 Sen. Ellie Boldman, SD 45

Opponent Testimony:

10:45:56 Kelly Lynch, Montana League of Cities and Towns

10:48:15 Sam Sill, Montana Association of Realtors

10:50:12 Sam Forstag, Cities of Missoula and Bozeman

10:50:50 Amy Grmoljez, Montana Bankers Association

Informational Witness Testimony:

None

Questions from Committee:

10:53:27 Vice Chair Jill Cohenour

10:54:21 Rep. Kerri Seekins-Crowe

10:57:10 Rep. Scot Kerns

10:59:35 Rep. Laurie Bishop

11:01:29 Rep. Courtenay Sprunger

Closing Statement:

11:03:41 Sen. Jeremy Trebas (R), SD 26, closed the hearing on SB 500.

11:05:42 **Recessed**

11:29:24 **Reconvened**

EXECUTIVE ACTION ON SB 131 - Revise exempt subdivision review timelines

11:29:37 **Motion:** Rep. Marta Bertoglio moved that **SB 131 BE CONCURRED IN.**

11:29:37 **Vote:** Motion carried unanimously by voice vote.

11:29:37 **Carrier Assigned:** Rep. Scot Kerns

EXECUTIVE ACTION ON SB 152 - Revise minor subdivision laws

11:30:54 **Motion:** Rep. Marta Bertoglio moved that **SB 152 BE CONCURRED IN.**

Discussion:

11:31:14 Vice Chair Jill Cohenour

11:31:34 Laura Sankey Keip

11:31:40 **Motion:** Rep. Jill Cohenour moved that **SB 152 BE AMENDED.**

11:31:40 **Vote:** Motion carried unanimously by voice vote.

11:32:09 **Motion:** Rep. Marta Bertoglio moved that **SB 152 BE CONCURRED IN AS AMENDED.**

11:32:09 **Vote:** Motion carried unanimously by voice vote.

11:32:09 **Carrier Assigned:** Rep. Steven Galloway

EXECUTIVE ACTION ON SB 199 - Revise eligibility for resort communities and resort areas

11:32:49 **Motion:** Rep. Marta Bertoglio moved that **SB 199 BE CONCURRED IN.**

11:32:49 **Vote:** Motion carried 13 - 3 by voice vote with Rep. Kerns, Rep. Kortum, Rep. Lynch, voting no.

11:32:49 **Carrier Assigned:** Rep. Linda Reksten

EXECUTIVE ACTION ON SB 143 - Allow for a referendum to terminate citizen initiated zoning district

11:34:40 **Motion:** Rep. Marta Bertoglio moved that **SB 143 BE CONCURRED IN.**

Discussion:

11:35:01 Vice Chair Jill Cohenour

11:35:35 Rep. Scot Kerns

11:36:10 Vice Chair Jill Cohenour

11:36:39 **Motion:** Rep. Jill Cohenour moved that **SB 143 BE AMENDED.**

Discussion:

11:37:03 Rep. Steven Galloway

11:37:27 Rep. Scot Kerns

11:36:39 **Vote:** Motion failed 11 - 5 by voice vote with Rep. Bishop, Rep. Cohenour, Rep. Kortum, Rep. Lynch, Rep. Thane, voting yes.

11:38:35 **Motion:** Rep. Marta Bertoglio moved that **SB 143 BE CONCURRED IN.**

11:38:35 **Vote:** Motion carried 11 - 5 by voice vote with Rep. Bishop, Rep. Cohenour, Rep. Kortum, Rep. Lynch, Rep. Thane, voting no.

11:38:35 **Carrier Assigned:** Rep. Katie Zolnikov

EXECUTIVE ACTION ON SB 173 - Revise county road abandonment process laws

11:40:04 **Motion:** Rep. Marta Bertoglio moved that **SB 173 BE CONCURRED IN.**

11:40:04 **Vote:** Motion carried unanimously by voice vote.

11:40:04 **Carrier Assigned:** Rep. Steve Gist

EXECUTIVE ACTION ON SB 158 - Revise family transfer law

11:41:05 **Motion:** Rep. Marta Bertoglio moved that **SB 158 BE CONCURRED IN.**

11:41:05 **Vote:** Motion carried 12 - 4 by voice vote with Rep. Bishop, Rep. Cohenour, Rep. Lynch, Rep. Thane, voting no.

11:41:05 **Carrier Assigned:** Rep. Larry Brewster

EXECUTIVE ACTION ON SB 391 - Providing partial salary or light duty for injured county detention officers

11:44:07 **Motion:** Rep. Marta Bertoglio moved that **SB 391 BE CONCURRED IN.**

11:44:07 **Vote:** Motion carried unanimously by voice vote.

11:44:07 **Carrier Assigned:** Rep. Sherry Essmann

ADJOURNMENT

Adjournment: 11:48:00

_____

Heather Kellum, Secretary

Additional Documents:EXHIBIT(230325LOHaad)

Montana State Legislature

2023 Session

Additional House Documents

- Business Report
- Roll Call -Attendance
- Standing Committee Reports
- Tabled Bills
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E-Document Specialist Susie Hamilton

BUSINESS REPORT

MONTANA HOUSE

REGULAR

(H) Local Government

Date: 03/25/2023 **Time:** 9:00 AM

Place: Capitol **Room:** 472

BILLS and RESOLUTIONS HEARD:

SB 170 Allow for administrative minor subdivision process - Sen. Forrest Mandeville

SB 195 Exempt certain structures from building code fire sprinkler requirement - Sen. Jeremy Trebas

SB 391 Providing partial salary or light duty for injured county detention officers - Sen. Barry Usher

SB 406 Revise laws related to local building codes - Sen. Jeremy Trebas

SB 407 Revise municipal zoning laws - Sen. Shane Morigeau

SB 500 Provide uniform duration limit for latecomer agreements - Sen. Jeremy Trebas

EXECUTIVE ACTION TAKEN:

SB 131:

SB 131 Be Concurred In

SB 143:

SB 143 Be Concurred In

SB 152:

SB 152 Be Concurred In as Amended

SB 158:

SB 158 Be Concurred In

SB 173:

SB 173 Be Concurred In

SB 199:

SB 199 Be Concurred In

SB 391:

SB 391 Be Concurred In

Comments:

Rep. Larry Brewster-R, Chair

House

Roll Call

(H) Local Government

DATE: 03/25/2023
TIME: 9:00 AM

NAME	PRESENT	ABSENT/EXCUSED
Bertoglio, Marta	X	
Cohenour, Jill	X	
Bishop, Laurie		X
Galloway, Steven	X	
Gist, Steve	X	
Gunderson, Steve		X
Kortum, Kelly	X	
Sprunger, Courtenay	X	
Zolnikov, Katie		X
Thane, Mark	X	
Reksten, Linda		X
Seekins-Crowe, Kerri	X	
Lynch, Jennifer	X	
Essmann, Sherry	X	
Kerns, Scot	X	
Brewster, Larry	X	

House Standing Committee Report

March 25, 2023

To the Speaker,

We, your committee on **(H) Local Government** recommend that **Senate Bill 131** (first reading copy – white) **Be Concurred In**.

Carrier: Rep. Kerns

Signed: Larry Brewster

Rep. Larry Brewster-R, Chair

-End-

Committee Vote:

Yes 16, No 0

SB 3-27

HOUSE COMMITTEE ON (H) LOCAL GOVERNMENT
March 25, 2023
VOTE TABULATION - SB 131

Rep. Bertoglio made a Motion that SB 131 Be Concurred In
YEAS – 16 NAYS - 0

Y	Bertoglio, Marta
Y	Cohenour, Jill
Y	Bishop, Laurie
Y	Galloway, Steven
Y	Gist, Steve
Y	Gunderson, Steve
Y	Kortum, Kelly
Y	Sprunger, Courtenay
Y	Zolnikov, Katie; by proxy
Y	Thane, Mark
Y	Reksten, Linda; by proxy
Y	Seekins-Crowe, Kerri
Y	Lynch, Jennifer
Y	Essmann, Sherry
Y	Kerns, Scot
Y	Brewster, Larry

The Big Sky Country

MONTANA HOUSE OF REPRESENTATIVES

AUTHORIZED COMMITTEE PROXY 68TH LEGISLATIVE SESSION

I request to be excused from the Local Government Committee.

I desire to leave my proxy vote with Rep. Bertoglio.

PLEASE USE PEN

BILL	MOTION (Include AMENDMENT #)	AYE	NO
SB 131		✓	
SB 152	amended	✓	
SB 199		✓	
SB 143	concept amendment	✓	✓
SB 173		✓	
SB 154		✓	
SB 391		✓	

BILL	MOTION (Include AMENDMENT #)	AYE	NO

I authorize my vote to be matched with that of Rep. I for any amendments proposed on this date.

Rep. Linda Eckstein — 25 Mar 2023

(Signature) (Print Name) (Meeting Date)

The Big Sky Country

MONTANA HOUSE OF REPRESENTATIVES

AUTHORIZED COMMITTEE PROXY 68TH LEGISLATIVE SESSION

I request to be excused from the Local Government Committee.

I desire to leave my proxy vote with Rep. Kerri Seekins-Crowe.

PLEASE USE PEN

BILL	MOTION (Include AMENDMENT #)	AYE	NO
SB 131		✓	
SB 152		✓	
SB 158		✓	
SB 173		✓	
SB 199		✓	
SB 143		✓	
SB 143	Conceptual amend		✓
SB 391		✓	

BILL	MOTION (Include AMENDMENT #)	AYE	NO
SB 152	Conceptual amend	✓	

I authorize my vote to be matched with that of Rep. _____ for any amendments proposed on this date.

Rep. Katie Zolnikov — Katie Zolnikov — _____

(Signature) (Print Name) (Meeting Date)

LOH Remote Paticipant List									
Date	**Committee**	**H/S**	**Bill #**	**Position**	**Requester Name**	**Location**	**Email**	**Phone**	**Affiliation**
3/25/23	LOH	SB	170	Proponent	Andrew Hagemeier	Missoula, MT			Montana Association of Planners
3/25/23	LOH	SB	195	Proponent	Stephanie Baucus	Billings, MT			N/A
3/25/23	LOH	SB	195	Proponent	Lisa Donnot	Red Lodge, MT			Family Promise of Yellowstone Valley
3/25/23	LOH	SB	195	Proponent	Felicia Burg	Billings Montana			N/A
3/25/23	LOH	SB	195	Proponent	Tim Tatarka	Billings, MT			N/A